

① cf 1001 ③

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G.)

WRIT PETITION NO. 4709/2004

PETITIONER

✓ KRISHNA MURARI MISHRA, SON
OF SHRI VISHWANATH MISHRA,
AGED ABOUT 48 YEARS,
PRESENTLY WORKING AS SUB-
INSPECTOR, POSTED AT P.S.
BHANSI, DANTEWADA, SOUTH
BASTAR (CHHATTISGARH)

P.R. No. 4712/04
Presented by Shri. Section Dubey
dated 02-12-04

VERSUS

RESPONDENTS

1. ✓ THE STATE OF CHHATTISGARH,
THROUGH SECRETARY,
DEPARTMENT OF HOME (POLICE),
MANTRALAYA, D.K.S. BHAWAN,
RAIPUR (CHHATTISGARH).
2. ✓ THE DIRECTOR GENERAL OF
POLICE, POLICE HQ., RAIPUR
(CHHATTISGARH)
3. ✓ THE ASSISTANT INSPECTOR
GENERAL OF POLICE
(ADMINISTRATIVE), POLICE HQ.,
RAIPUR (CHHATTISGARH).
4. ✓ THE SUPERINTENDENT OF
POLICE, DANTEWADA, SOUTH
BASTAR (C.G.)

9/12/04 ✓
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02/12/04
Mark to A. G. Bilaspur

**WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE
NATURE OF MANDAMUS, CERTIORARI, PROHIBITION AND
FOR OTHER SUITABLE WRIT OR WRITS, ORDER OR ORDERS,
DIRECTION OR DIRECTIONS.**

मामला क्रमांक W.P.No. 4709/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	18/01/2005 Smt. Reema Dubey, counsel for the petitioner. Shri Akhil Agrawal, P.L. for the State. Heard. The petitioner has filed this petition challenging the inaction of the respondents in relieving him in pursuance of the transfer order of Annexure P-1 which has been passed on 04/08/2004 and even after more than five months, he has not been relieved by the respondents. The matter was taken up on 12/01/2005 and learned counsel for the State had prayed for time to seek instructions as to why the petitioner has not been relieved. However, learned counsel for the State submits that the file is not traceable and therefore he could not seek instructions as prayed earlier. However he submits that he does not oppose the petition. Having considered the facts and circumstances of the case and the material on record and further considering that the transfer order has been passed on 04/08/2004 and despite that the petitioner has not been relieved and therefore the inaction of the State by not relieving the petitioner cannot be sustained and the petition deserves to be allowed. Accordingly the petition is allowed. The respondents are directed to relieve the petitioner within 15 days from the date of the copy of the production of the order. Consequently M.W.P. No. 4997/2004 and I.A. No. 9354/2004 stand disposed of.	

Sd/-
Dhirendra Mishra
Judge